

1 ELLEN V. LEONIDA (State Bar No. 184194)  
E-Mail: *eleonida@sideman.com*  
2 SIDEMAN & BANCROFT LLP  
One Embarcadero Center, Twenty-Second Floor  
3 San Francisco, California 94111-3711  
Telephone: (415) 392-1960  
4 Facsimile: (415) 392-0827  
5 Attorneys for HealthRIGHT 360  
6  
7

8 **UNITED STATES DISTRICT COURT**  
9 **NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION**  
10

11 JANE ROE, an individual; MARY ROE, an  
individual; SUSAN ROE, an individual;  
12 JOHN ROE, an individual; BARBARA ROE,  
an individual; PHOENIX HOTEL SF, LLC, a  
13 California limited liability company;  
FUNKY FUN, LLC, a California limited  
14 liability company; and 2930 EL CAMINO,  
LLC, a California limited liability company,  
15

16 Plaintiff,  
17

18 v.  
19

20 CITY AND COUNTY OF SAN  
FRANCISCO, a California public entity,  
21  
22  
23  
24  
25  
26  
27  
28

Defendant.

Case No. 4:24-cv-01562-JST

**STATEMENT OF NON-PARTY  
HEALTHRIGHT 360**

Honorable Jon S. Tigar

Date: January 31, 2025

Time: 2:00 p.m.

Trial Date: None set

1 HealthRIGHT 360 submits this statement to correct misrepresentations in the parties' Joint  
2 Case Management Statement, submitted on January 14, 2025, regarding the service of deposition  
3 subpoenas on HealthRIGHT 360 employees.

4 HealthRIGHT 360 is a non-profit organization that provides healthcare, substance use  
5 disorder treatment, and mental health services to the most vulnerable people in our communities. It  
6 was created in 2011, when the Haight Ashbury Medical Clinic (the nation's first free medical  
7 clinic) merged with Walden House (a provider of custodial and non-custodial drug and alcohol  
8 treatment, mental health services, and vocational and housing services for people transitioning  
9 back into their communities in San Francisco and Los Angeles). Since then HealthRIGHT 360 has  
10 expanded its services, including the addition of a Los Angeles program, Prototypes, which  
11 provides substance abuse disorder treatment, counselling, and vocation and parenting classes to  
12 women and children, as well as services to victims of domestic violence. Since the eruption of  
13 deadly wildfires in the Los Angeles area, HealthRIGHT 360 has been working around the clock to  
14 assist staff and clients affected by the fires.

15 In December 2024, Plaintiff delivered deposition subpoenas for HealthRIGHT 360 staff  
16 members Dr. Vitka Eisen and Mr. Paul Harkin to a mail room employee at a HealthRIGHT 360  
17 facility. Both documents noticed depositions for *January 3, 2024*. (see Ex. 1, attached.) The  
18 employee to whom they were delivered is not authorized to accept service for HealthRIGHT 360.  
19 Plaintiff's counsel made no effort to contact HealthRIGHT 360, Dr. Eisen, or Mr. Harkin, other  
20 than delivery of these notices to appear 11 months in the past.

21 HealthRIGHT 360 is willing to work with counsel to arrange a mutually convenient date  
22 for depositions and has been in contact with Plaintiff's counsel for that purpose. Undersigned  
23 counsel will appear at the case management conference to answer further questions the Court may  
24 have.

1 DATED: January 24, 2025

Respectfully submitted,

2 SIDEMAN & BANCROFT LLP

3  
4 By: 

5 Ellen V. Leonida

6 Attorneys for HealthRIGHT 360

7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
  
LAW OFFICES  
SIDEMAN & BANCROFT LLP  
ONE EMBARCADERO CENTER, 22<sup>ND</sup> FLOOR  
SAN FRANCISCO, CALIFORNIA 94111-3711